

State of South Dakota

SEVENTY-SIXTH SESSION
LEGISLATIVE ASSEMBLY, 2001

448E0052

SENATE BILL NO. 15

Introduced by: The Committee on Legislative Procedure at the request of the
Commissioner of School and Public Lands

1 FOR AN ACT ENTITLED, An Act to revise certain provisions relating to the appraisal of
2 grazing and agricultural lands by the commissioner of school and public lands.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 5-5-10.3 be amended to read as follows:

5 5-5-10.3. In appraising such grazing lands, the following factors shall be taken into
6 consideration:

- 7 (1) Inventory of the forage resources: kind, amount, and location of vegetation;
- 8 (2) Accessibility and usability of the forage resources as influenced by topography,
9 availability of stock water and season of usability;
- 10 (3) Condition of soils -- the erosion situation;
- 11 (4) Other and related resources -- such as timber and watershed protection;
- 12 (5) Annual animal carrying capacity used by other public agencies in the same locality;
- 13 (6) Pertinent facts and figures submitted by stockmen living in the area and directors of
14 state grazing districts including the land or in its vicinity;
- 15 (7) Carrying capacity set for similar land in a state grazing district in which the land is

1 situated.

2 The commissioner may also consider factors pertaining to the suitability and desirability of
3 tracts for federal and state agriculture and conservation programs.

4 Section 2. That § 5-5-6.1 be amended to read as follows:

5 5-5-6.1. The commissioner of school and public lands shall establish the minimum annual
6 rental rate per acre of all agricultural lands which are administered by the commissioner. The
7 minimum annual rental rate per acre shall be the rate at which bidding is started. In fixing the
8 minimum annual rental per acre, the following factors shall be considered:

9 (1) Location, accessibility, and utility of the land as influenced by roads, easements, and
10 topography;

11 (2) Soil capabilities;

12 (3) Climate; and

13 (4) Current rental rates prevailing in the county in which such lands are situated.

14 The commissioner may also consider factors pertaining to the suitability and desirability of
15 tracts for federal and state agriculture and conservation programs.